

By: Ellis

S.B. No. 2214

A BILL TO BE ENTITLED

AN ACT

relating to a fee imposed on foreclosure filings to fund civil legal services to indigent Texans.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 118.011, Local Government Code, is amended by adding Subsection (h) to read as follows:

(h) A county clerk shall collect \$150 for the filing of the first page of a notice filed pursuant to Section 51.002(b)(2) of the Property Code. The county clerk shall keep a separate record of the money collected under this subsection and shall remit the funds to the county treasurer not later than the deadline specified by Section 113.022. The county treasurer shall send the money received under this subsection to the comptroller not later than the last day of the month following each quarter. The comptroller shall deposit the money received to the basic civil legal services fund of the supreme court.

SECTION 2. The change in law made by this Act applies only to a document presented for filing to a county clerk on or after the effective date of this Act. A document presented for filing before the effective date of this Act is governed by the law as it existed immediately before the effective date of this Act and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.